

UNITED STATES BANKRUPTCY COURT
EASTERN DISTRICT OF TEXAS
SHERMAN DIVISION

In re: §
BILLY CUMMINGS CONSTRUCTION, INC. § Case No. 14-40575
§
Debtor(s) §
§

CHAPTER 7 TRUSTEE'S FINAL ACCOUNT AND DISTRIBUTION
REPORT CERTIFICATION THAT THE ESTATE HAS BEEN FULLY
ADMINISTERED AND APPLICATION TO BE DISCHARGED (TDR)

Mark A. Weisbart, Chapter 7 Trustee, submits this Final Account, Certification that the Estate has been Fully Administered and Application to be Discharged.

1) All funds on hand have been distributed in accordance with the Trustee's Final Report and, if applicable, any order of the Court modifying the Final Report. The case is fully administered and all assets and funds which have come under the trustee's control in this case have been properly accounted for as provided by law. The trustee hereby requests to be discharged from further duties as a trustee.

2) A summary of assets abandoned, assets exempt, total distributions to claimants, claims discharged without payment, and expenses of administration is provided below:

Assets Abandoned: \$2,895,950.00 (Without deducting any secured claims)	Assets Exempt: NA
Total Distributions to Claimants: \$19,882.57	Claims Discharged Without Payment: NA
Total Expenses of Administration: \$112,539.43	

3) Total gross receipts of \$132,422.00 (see **Exhibit 1**), minus funds paid to the debtor and third parties of \$0.00 (see **Exhibit 2**), yielded net receipts of \$132,422.00 from the liquidation of the property of the estate, which was distributed as follows:

	CLAIMS SCHEDULED	CLAIMS ASSERTED	CLAIMS ALLOWED	CLAIMS PAID
SECURED CLAIMS (from Exhibit 3)	\$2,956,966.06	\$0.00	\$0.00	\$0.00
PRIORITY CLAIMS:				
CHAPTER 7 ADMIN. FEES AND CHARGES (from Exhibit 4)	NA	\$111,380.51	\$112,539.43	\$112,539.43
PRIOR CHAPTER ADMIN. FEES AND CHARGES (from Exhibit 5)	NA	\$0.00	\$0.00	\$0.00
PRIORITY UNSECURED CLAIMS (from Exhibit 6)	\$0.00	\$9,079.94	\$9,079.94	\$9,079.94
GENERAL UNSECURED CLAIMS (from Exhibit 7)	\$1,411,923.27	\$2,904,916.40	\$2,904,916.40	\$10,802.63
TOTAL DISBURSEMENTS	\$4,368,889.33	\$3,025,376.85	\$3,026,535.77	\$132,422.00

4) This case was originally filed under chapter 7 on 03/17/2014. The case was pending for 52 months.

5) All estate bank statements, deposit slips, and canceled checks have been submitted to the United States Trustee.

6) An individual estate property record and report showing the final accounting of the assets of the estate is attached as **Exhibit 8**. The cash receipts and disbursements records for each estate bank account, showing the final accounting of the receipts and disbursements of estate funds is attached as **Exhibit 9**.

Pursuant to Fed R Bank P 5009, I hereby certify, under penalty of perjury, that the foregoing report is true and correct.

Dated : 07/10/2018

By : /s/ Mark A. Weisbart
Trustee

STATEMENT: This Uniform Form is associated with an open bankruptcy case, therefore, Paperwork Reduction Act exemption 5 C.F.R. § 1320.4 (a)(2) applies.

EXHIBITS TO
FINAL ACCOUNT

EXHIBIT 1 – GROSS RECEIPTS

DESCRIPTION	UNIFORM TRAN. CODE ¹	AMOUNT RECEIVED
Checking Account - Alliance Bank	1129-000	\$8,099.99
Accounts Receivable	1221-000	\$1,588.40
Refund of Distribution Payment to Texas Comptroller	1229-000	\$5,978.05
Insurance Check	1229-000	\$610.11
Assets Liquidated by Secured Creditor	1229-000	\$116,145.45
TOTAL GROSS RECEIPTS		\$132,422.00

¹ The Uniform Transaction Code is an accounting code assigned by the trustee for statistical reporting purposes.

EXHIBIT 2 – FUNDS PAID TO DEBTOR & THIRD PARTIES

PAYEE	DESCRIPTION	UNIFORM TRAN. CODE	AMOUNT PAID
NA	NA	NA	NA
TOTAL FUNDS PAID TO DEBTOR & THIRD PARTIES			\$0.00

EXHIBIT 3 – SECURED CLAIMS

CLAIM NO.	CLAIMANT	UNIFORM TRAN. CODE	CLAIMS SCHEDULED (from Form 6D)	CLAIMS ASSERTED	CLAIMS ALLOWED	CLAIMS PAID
00000	HOPKINS COUNTY	4110-000	NA	\$0.00	\$0.00	\$0.00
00000	HOPKINS COUNTY	4110-000	NA	\$0.00	\$0.00	\$0.00
00001	GUARANTY BANK & TRUST, N.	4110-000	NA	\$0.00	\$0.00	\$0.00
00001	WESTFIELD INSURANCE CO	4110-000	NA	\$0.00	\$0.00	\$0.00
	Bank of the West		\$227,495.61	NA	NA	\$0.00
	Guaranty Bond Bank		\$132,500.25	NA	NA	\$0.00
	Guaranty Bond Bank		\$25,334.85	NA	NA	\$0.00
	Guaranty Bond Bank		\$210,048.56	NA	NA	\$0.00
	Guaranty Bond Bank		\$208,586.79	NA	NA	\$0.00
	Guaranty Bond Bank		\$2,153,000.00	NA	NA	\$0.00
	TOTAL SECURED		\$2,956,966.06	\$0.00	\$0.00	\$0.00

EXHIBIT 4 – CHAPTER 7 ADMINISTRATIVE FEES AND CHARGES

PAYEE	UNIFORM TRAN. CODE	CLAIMS SCHEDULED	CLAIMS ASSERTED	CLAIMS ALLOWED	CLAIMS PAID
Mark Weisbart	2200-000	NA	\$0.00	\$1,158.92	\$1,158.92
Mark Weisbart	3110-000	NA	\$6,595.00	\$6,595.00	\$6,595.00
Mark Weisbart	3120-000	NA	\$452.40	\$452.40	\$452.40
Mark Weisbart	2100-000	NA	\$9,572.20	\$9,572.20	\$9,572.20
HOPKINS COUNTY TAX OFFICE	2820-000	NA	\$94,157.62	\$94,157.62	\$94,157.62
First National Bank of Vinita	2600-000	NA	\$603.29	\$603.29	\$603.29
TOTAL CHAPTER 7 ADMIN. FEES AND CHARGES		NA	\$111,380.51	\$112,539.43	\$112,539.43

EXHIBIT 5 – PRIOR CHAPTER ADMINISTRATIVE FEES AND CHARGES

PAYEE	UNIFORM TRAN. CODE	CLAIMS SCHEDULED	CLAIMS ASSERTED	CLAIMS ALLOWED	CLAIMS PAID
NA	NA	NA	NA	NA	NA
TOTAL PRIOR CHAPTER ADMIN FEES AND CHARGES		NA	\$0.00	\$0.00	\$0.00

EXHIBIT 6 – PRIORITY UNSECURED CLAIMS

CLAIM NO.	CLAIMANT	UNIFORM TRAN. CODE	CLAIMS SCHEDULED (from Form 6E)	CLAIMS ASSERTED (from Proofs of Claim)	CLAIMS ALLOWED	CLAIMS PAID
000011	TEXAS WORKFORCE COMMISSION	5800-000	NA	\$3,141.84	\$3,141.84	\$3,141.84
000014	STATE COMPTROLLER OF PUBLIC	5800-000	NA	\$5,938.10	\$5,938.10	\$5,938.10
TOTAL PRIORITY UNSECURED CLAIMS			\$0.00	\$9,079.94	\$9,079.94	\$9,079.94

EXHIBIT 7 – GENERAL UNSECURED CLAIMS

CLAIM NO.	CLAIMANT	UNIFORM TRAN. CODE	CLAIMS SCHEDULED (FROM Form 6F)	CLAIMS ASSERTED (FROM Proofs of Claim)	CLAIMS ALLOWED	CLAIMS PAID
000023	MATTISON INSURANCE AGENCY,	7100-000	NA	\$39,615.00	\$39,615.00	\$147.67
000022	ROADTRAC, INC.	7200-000	NA	\$1,437.50	\$1,437.50	\$0.00
000021	ROADTRAC, INC.	7200-000	NA	\$2,875.00	\$2,875.00	\$0.00

EXHIBIT 7 – GENERAL UNSECURED CLAIMS

CLAIM NO.	CLAIMANT	UNIFORM TRAN. CODE	CLAIMS SCHEDULED (FROM Form 6F)	CLAIMS ASSERTED (FROM Proofs of Claim)	CLAIMS ALLOWED	CLAIMS PAID
000020	ROADTRAC, INC.	7200-000	NA	\$1,437.50	\$1,437.50	\$0.00
000019	ROADTRAC, INC.	7200-000	NA	\$1,437.50	\$1,437.50	\$0.00
000018	KOMATSU FINANCIAL LIMITED	7100-000	NA	\$22,574.88	\$22,574.88	\$84.16
000017	WESTFIELD INSURANCE CO	7100-000	NA	\$2,270,341.85	\$2,270,341.85	\$8,463.75
000012	IPFS CORPORATION	7100-001	NA	\$2,530.88	\$2,530.88	\$9.44
000010	STATEWIDE TRUCKING	7100-000	NA	\$6,874.27	\$6,874.27	\$25.63
000009	RK HALL CONSTRUCTION, LTD	7100-000	NA	\$428,050.42	\$428,050.42	\$1,595.76
000008	UNITED RENTALS (NORTH	7100-001	NA	\$489.03	\$489.03	\$1.82
000007	SOUTHWEST FORD	7100-001	NA	\$596.00	\$596.00	\$2.22
000006	SOUTHWEST BUICK GMC	7100-001	NA	\$2,209.44	\$2,209.44	\$8.24
000005	BANK OF THE WEST	7100-000	NA	\$109,262.19	\$109,262.19	\$407.33
000004	DISCOVER BANK	7100-000	NA	\$14,914.22	\$14,914.22	\$55.60
000003	INTERNAL REVENUE SERVICE	7100-001	NA	\$270.72	\$270.72	\$1.01
	A-1 Little John Inc		\$361.28	NA	NA	\$0.00
	A-1 Sanitation Services		\$174.08	NA	NA	\$0.00
	Alliance Trucking LP		\$33,379.56	NA	NA	\$0.00
	Ash Grove Cement Co		\$27,082.31	NA	NA	\$0.00
	Bank of America		\$180.89	NA	NA	\$0.00
	Ben Franklin W.S.C.		\$2,011.00	NA	NA	\$0.00
	Big City Crushed Concrete		\$116,339.35	NA	NA	\$0.00
	Capital One		\$3,663.49	NA	NA	\$0.00
	Castus Express LP		\$1,361.03	NA	NA	\$0.00
	Cintas		\$193.94	NA	NA	\$0.00
	City of Forney		\$171.40	NA	NA	\$0.00
	Crossroad Communiations		\$1,493.85	NA	NA	\$0.00
	Dallas Lite & Barricade		\$2,078.40	NA	NA	\$0.00
	Discover Financial Services LLC		\$14,914.22	NA	NA	\$0.00
	Dustrol Inc		\$87,406.17	NA	NA	\$0.00
	Ergon Asphalt & Emulsions		\$9,998.36	NA	NA	\$0.00

EXHIBIT 7 – GENERAL UNSECURED CLAIMS

CLAIM NO.	CLAIMANT	UNIFORM TRAN. CODE	CLAIMS SCHEDULED (FROM Form 6F)	CLAIMS ASSERTED (FROM Proofs of Claim)	CLAIMS ALLOWED	CLAIMS PAID
	Federal Express		\$531.68	NA	NA	\$0.00
	George P Bane Equipment		\$2,029.44	NA	NA	\$0.00
	GeoShack		\$1,424.25	NA	NA	\$0.00
	Graham International		\$80.07	NA	NA	\$0.00
	Graham Truck Tire Center, LP		\$35.83	NA	NA	\$0.00
	Highway 19 Construction LLC		\$23,690.00	NA	NA	\$0.00
	Holcim (US) Inc		\$1,667.05	NA	NA	\$0.00
	Holt Cat		\$20,054.47	NA	NA	\$0.00
	Kirby-Smith Machinery Inc		\$14,775.10	NA	NA	\$0.00
	Komatsu Financial		\$15,582.10	NA	NA	\$0.00
	Miller Trucking LLC		\$25,607.45	NA	NA	\$0.00
	Peachtree Cons Ltd		\$197,152.91	NA	NA	\$0.00
	Powerplan		\$157.22	NA	NA	\$0.00
	Railroad Commision of Texas		\$1,250.00	NA	NA	\$0.00
	Republic Service		\$167.27	NA	NA	\$0.00
	RK Hall Construction Ltd		\$586,785.00	NA	NA	\$0.00
	Roadtrac Inc		\$2,875.00	NA	NA	\$0.00
	Rooker Asphalt Company		\$79,246.92	NA	NA	\$0.00
	Safeline Traffic Supply		\$1,424.00	NA	NA	\$0.00
	Service Rent-all		\$1,264.51	NA	NA	\$0.00
	South West Auto Mall		\$2,209.44	NA	NA	\$0.00
	Southern Utilities		\$220.00	NA	NA	\$0.00
	Southwest Environment		\$9,044.75	NA	NA	\$0.00
	Southwest Risk		\$7,554.00	NA	NA	\$0.00
	Statewide Trucking		\$6,874.27	NA	NA	\$0.00
	Stripling Technology LP		\$3,593.62	NA	NA	\$0.00
	Texas Lime Co.		\$50,993.80	NA	NA	\$0.00
	Total Highway Maintenance		\$6,091.33	NA	NA	\$0.00
	TXI Operations LP		\$43,220.51	NA	NA	\$0.00

EXHIBIT 7 – GENERAL UNSECURED CLAIMS

CLAIM NO.	CLAIMANT	UNIFORM TRAN. CODE	CLAIMS SCHEDULED (FROM Form 6F)	CLAIMS ASSERTED (FROM Proofs of Claim)	CLAIMS ALLOWED	CLAIMS PAID
	United Rentals North America		\$539.73	NA	NA	\$0.00
	USA Erosion		\$2,995.10	NA	NA	\$0.00
	Vermeer Equipment of Texas Inc		\$1,977.12	NA	NA	\$0.00
	Westfield Insurance Company		NA	NA	NA	\$0.00
TOTAL GENERAL UNSECURED CLAIMS			\$1,411,923.27	\$2,904,916.40	\$2,904,916.40	\$10,802.63

FORM 1
INDIVIDUAL ESTATE PROPERTY RECORD AND REPORT
ASSET CASES

Case No: 14-40575
Case Name: BILLY CUMMINGS CONSTRUCTION, INC.

Judge: Brenda Rhoades

Trustee Name: Mark A. Weisbart
Date Filed (f) or Converted (c): 03/17/2014 (f)
341(a) Meeting Date: 04/11/2014
Claims Bar Date: 07/21/2014

For Period Ending: 07/10/2018

1	2	3	4	5	6
Asset Description (Scheduled and Unscheduled (u) Property)	Petition/Unscheduled Values	Est Net Value (Value Determined by Trustee, Less Liens, Exemptions, and Other Costs)	Property Formally Abandoned OA=554(a)	Sale/Funds Received by the Estate	Asset Fully Administered (FA) / Gross Value of Remaining Assets
1. Checking Account - Alliance Bank	7,902.24	8,099.99		8,099.99	FA
2. Accounts Receivable	330,000.00	0.00		0.00	FA
3. Vehicles, Trailers	266,500.00	0.00		0.00	FA
4. Machinery & Equipment	2,099,450.00	0.00		0.00	FA
5. Boring Machine	200,000.00	0.00		0.00	FA
6. Avoidance Actions (u)	0.00	0.00		0.00	FA
7. Insurance Check (u)	0.00	610.11		610.11	FA
8. Assets Liquidated by Secured Creditor (u)	0.00	116,145.45		116,145.45	FA
9. Accounts Receivable (u)	0.00	1,588.40		1,588.40	FA
10. Refund of Distribution Payment to Texas Comptroller (u)	0.00	5,978.05		5,978.05	FA
Gross Value of Remaining Assets					
TOTALS (Excluding Unknown Values)	2,903,852.24	132,422.00		132,422.00	0.00

Major activities affecting case closing which are not reflected above, and matters pending, date of hearing or sale, and other action:

FORM 1
INDIVIDUAL ESTATE PROPERTY RECORD AND REPORT
ASSET CASES

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Judge: Brenda Rhoades

Trustee Name: Mark A. Weisbart
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1	2	3	4	5	6
Asset Description (Scheduled and Unscheduled (u) Property)	Petition/Unscheduled Values	Est Net Value (Value Determined by Trustee, Less Liens, Exemptions, and Other Costs)	Property Formally Abandoned OA=554(a)	Sale/Funds Received by the Estate	Asset Fully Administered (FA) / Gross Value of Remaining Assets

Initial Projected Date of Final Report(TFR) : 12/31/2015

Current Projected Date of Final Report(TFR) : 07/31/2018

Trustee's Signature

/s/Mark A. Weisbart

Date: 07/10/2018

Mark A. Weisbart
12770 Coit Road, Suite 541
Dallas, TX 75251
Phone : (972) 628-4903

ESTATE CASH RECEIPTS AND DISBURSEMENTS RECORD

Case No: 14-40575

Case Name: BILLY CUMMINGS CONSTRUCTION, INC.

Trustee Name: Mark A. Weisbart

Bank Name: First National Bank of Vinita

Account Number/CD#: *****2606 Checking Account

Taxpayer ID No: **-***0570

Blanket bond (per case limit): 300,000.00

For Period Ending: 7/10/2018

Separate bond (if applicable): 0.00

1	2	3	4		5	6	7
Transaction Date	Check or [Refer#]	Paid To / Received From	Description of Transaction	Uniform Trans. Code	Deposits(\$)	Disbursements(\$)	Account/ CD Balance(\$)
04/21/2014	[1]	Billy Cummings	Bank Account Balance	1129-000	8,099.99		8,099.99
05/07/2014		First National Bank of Vinita	BANK SERVICE FEE	2600-000		10.00	8,089.99
05/29/2014	[8]	Equify Auctions LLC	Auction Proceeds	1229-000	107,479.45		115,569.44
05/29/2014	10002	Hopkins County Tax Office PO Box 481 Sulphur Springs , TX 75483	75-CUMMINGS-0533 2014 Ad Valorem Taxes	2820-000		44,586.43	70,983.01
05/30/2014	10001	Hopkins County Tax Office PO Box 481 Sulphur Springs , TX 75483	75-CUMMINGS-0533 2013 Ad Valorem Taxes	2820-000		49,571.19	21,411.82
06/06/2014		First National Bank of Vinita	BANK SERVICE FEE	2600-000		19.63	21,392.19
06/27/2014	[8]	Bank of the West	Sale Proceeds	1229-000	8,666.00		30,058.19
07/08/2014		First National Bank of Vinita	BANK SERVICE FEE	2600-000		100.56	29,957.63
08/07/2014		First National Bank of Vinita	BANK SERVICE FEE	2600-000		31.83	29,925.80
09/08/2014		First National Bank of Vinita	BANK SERVICE FEE	2600-000		31.78	29,894.02

Page Subtotals

124,245.44

94,351.42

ESTATE CASH RECEIPTS AND DISBURSEMENTS RECORD

Case No: 14-40575

Case Name: BILLY CUMMINGS CONSTRUCTION, INC.

Trustee Name: Mark A. Weisbart

Bank Name: First National Bank of Vinita

Account Number/CD#: *****2606 Checking Account

Taxpayer ID No: **-***0570

Blanket bond (per case limit): 300,000.00

For Period Ending: 7/10/2018

Separate bond (if applicable): 0.00

1	2	3	4		5	6	7
Transaction Date	Check or [Refer#]	Paid To / Received From	Description of Transaction	Uniform Trans. Code	Deposits(\$)	Disbursements(\$)	Account/ CD Balance(\$)
10/03/2014	[7]	Bituminous Casualty Corporation	Casualty Insurance Proceeds	1229-000	610.11		30,504.13
10/07/2014		First National Bank of Vinita	BANK SERVICE FEE	2600-000		30.72	30,473.41
11/07/2014		First National Bank of Vinita	BANK SERVICE FEE	2600-000		32.32	30,441.09
12/05/2014		First National Bank of Vinita	BANK SERVICE FEE	2600-000		31.28	30,409.81
01/08/2015		First National Bank of Vinita	BANK SERVICE FEE	2600-000		32.29	30,377.52
02/06/2015		First National Bank of Vinita	BANK SERVICE FEE	2600-000		32.26	30,345.26
03/06/2015		First National Bank of Vinita	BANK SERVICE FEE	2600-000		29.10	30,316.16
04/07/2015		First National Bank of Vinita	BANK SERVICE FEE	2600-000		32.19	30,283.97
05/07/2015		First National Bank of Vinita	BANK SERVICE FEE	2600-000		31.12	30,252.85
06/05/2015		First National Bank of Vinita	BANK SERVICE FEE	2600-000		32.12	30,220.73

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610.11

283.40

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ESTATE CASH RECEIPTS AND DISBURSEMENTS RECORD

Case No: 14-40575

Case Name: BILLY CUMMINGS CONSTRUCTION, INC.

Trustee Name: Mark A. Weisbart

Bank Name: First National Bank of Vinita

Account Number/CD#: *****2606 Checking Account

Taxpayer ID No: **-***0570

Blanket bond (per case limit): 300,000.00

For Period Ending: 7/10/2018

Separate bond (if applicable): 0.00

1	2	3	4		5	6	7
Transaction Date	Check or [Refer#]	Paid To / Received From	Description of Transaction	Uniform Trans. Code	Deposits(\$)	Disbursements(\$)	Account/ CD Balance(\$)
07/07/2015		First National Bank of Vinita	BANK SERVICE FEE	2600-000		31.05	30,189.68
08/07/2015		First National Bank of Vinita	BANK SERVICE FEE	2600-000		32.06	30,157.62
09/08/2015		First National Bank of Vinita	BANK SERVICE FEE	2600-000		32.02	30,125.60
10/07/2015		First National Bank of Vinita	BANK SERVICE FEE	2600-000		30.96	30,094.64
11/11/2015	[9]	East Texas Bridge Inc	Accounts Receivable	1221-000	1,588.40		31,683.04
09/06/2016		Transfer to Texas Capital Bank		9999-000		31,683.04	0.00

Page Subtotals 1,588.40 31,809.13

COLUMN TOTALS	126,443.95	126,443.95
Less: Bank Transfer/CD's	0.00	31,683.04
SUBTOTALS	126,443.95	94,760.91
Less: Payments to Debtors		0.00
Net	126,443.95	94,760.91

ESTATE CASH RECEIPTS AND DISBURSEMENTS RECORD

Case No: 14-40575

Case Name: BILLY CUMMINGS CONSTRUCTION, INC.

Trustee Name: Mark A. Weisbart

Bank Name: Texas Capital Bank

Account Number/CD#: *****9890 Checking Account

Taxpayer ID No: **-***0570

Blanket bond (per case limit): 300,000.00

For Period Ending: 7/10/2018

Separate bond (if applicable): 0.00

1	2	3	4		5	6	7
Transaction Date	Check or [Refer#]	Paid To / Received From	Description of Transaction	Uniform Trans. Code	Deposits(\$)	Disbursements(\$)	Account/ CD Balance(\$)
09/06/2016		Transfer from FNB of Vinita		9999-000	31,683.04		31,683.04
10/03/2016		Texas Capital Bank Treasury Management Operations 2350 Lakeside Blvd Richardson, TX 75082	Bank Service Fee	2600-000		36.89	31,646.15
10/04/2016		Texas Capital Bank	Bank Service Charge Refund	2600-000		(36.89)	31,683.04
04/21/2017	52001	Clerk of the Court Sherman & Texarkana Division Wells Fargo Bank Building 660 N. Central Expressway, 3rd Floor Plano, TX 75074	Remitted to Court			10.71	31,672.33
			(0.48)	7100-001			
			(3.88)	7100-001			
			(1.05)	7100-001			
			(0.86)	7100-001			
			(4.44)	7100-001			
04/21/2017	52002	Mark Weisbart 12770 Coit Road Suite 541 Dallas, TX 75251	Trustee's Compensation	2100-000		9,572.20	22,100.13

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31,683.04

9,582.91

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ESTATE CASH RECEIPTS AND DISBURSEMENTS RECORD

Case No: 14-40575

Case Name: BILLY CUMMINGS CONSTRUCTION, INC.

Trustee Name: Mark A. Weisbart

Bank Name: Texas Capital Bank

Account Number/CD#: *****9890 Checking Account

Taxpayer ID No: **-***0570

Blanket bond (per case limit): 300,000.00

For Period Ending: 7/10/2018

Separate bond (if applicable): 0.00

1	2	3	4		5	6	7
Transaction Date	Check or [Refer#]	Paid To / Received From	Description of Transaction	Uniform Trans. Code	Deposits(\$)	Disbursements(\$)	Account/ CD Balance(\$)
04/21/2017	52003	Mark Weisbart 12770 Coit Road Suite 541 Dallas, TX 75251	Trustee Expenses	2200-000		898.92	21,201.21
04/21/2017	52004	Mark Weisbart 12770 Coit Road Suite 541 Dallas, TX 75251	Trustee Attorney Fees	3110-000		6,595.00	14,606.21
04/21/2017	52005	Mark Weisbart 12770 Coit Road Suite 541 Dallas, TX 75251	Trustee Attorney Expenses	3120-000		452.40	14,153.81
04/21/2017	52006	TEXAS WORKFORCE COMMISSION Regulatory Integrity Div., Special Action Unit 101 E 15th St Room 556 Austin , TX 78778-0001	Disb of 100.00% to Claim #000011 (11-1) Unemployment Tax	5800-000		3,141.84	11,011.97
04/21/2017	52007	STATE COMPTROLLER OF PUBLIC ACCOUNT Capital Station Austin , TX 78774	Disb of 100.00% to Claim #000014 (14-1) Franchise Tax Ch. 171	5800-000		5,938.10	5,073.87

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0.00

17,026.26

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ESTATE CASH RECEIPTS AND DISBURSEMENTS RECORD

Case No: 14-40575

Case Name: BILLY CUMMINGS CONSTRUCTION, INC.

Trustee Name: Mark A. Weisbart

Bank Name: Texas Capital Bank

Account Number/CD#: *****9890 Checking Account

Taxpayer ID No: **-***0570

Blanket bond (per case limit): 300,000.00

For Period Ending: 7/10/2018

Separate bond (if applicable): 0.00

1	2	3	4		5	6	7
Transaction Date	Check or [Refer#]	Paid To / Received From	Description of Transaction	Uniform Trans. Code	Deposits(\$)	Disbursements(\$)	Account/ CD Balance(\$)
04/21/2017	52008	DISCOVER BANK DB Servicing Corporation PO Box 3025 New Albany , OH 43054-3025	Disb of 0.18% to Claim #000004 Acct No. 9560	7100-000		26.17	5,047.70
04/21/2017	52009	BANK OF THE WEST Attn. James Roach 475 Sansome St., 19th Fl San Francisco, CA 94111	Disb of 0.18% to Claim #000005 Acct No. 2983	7100-000		191.72	4,855.98
04/21/2017	52010	RK HALL CONSTRUCTION, LTD Thomas S. Harmon 2702 Treble Creek San Antonio , TX 75258	Disb of 0.18% to Claim #000009 Acct No. 1102	7100-000		751.09	4,104.89
04/21/2017	52011	STATEWIDE TRUCKING CORPORATION POBox 169 Fate , TX 75132	Disb of 0.18% to Claim #000010 Acct No. 1050 (10-1) Unpaid invoice	7100-000		12.06	4,092.83
04/21/2017	52012	WESTFIELD INSURANCE CO c/o Keith A Langley and Gina D Shearer Langley LLP 901 Main Street, Suite 600 Dallas , TX 75202	Disb of 0.18% to Claim #000017	7100-000		3,983.72	109.11
Page Subtotals					0.00	4,964.76	

ESTATE CASH RECEIPTS AND DISBURSEMENTS RECORD

Case No: 14-40575

Case Name: BILLY CUMMINGS CONSTRUCTION, INC.

Trustee Name: Mark A. Weisbart

Bank Name: Texas Capital Bank

Account Number/CD#: *****9890 Checking Account

Taxpayer ID No: **-***0570

Blanket bond (per case limit): 300,000.00

For Period Ending: 7/10/2018

Separate bond (if applicable): 0.00

1	2	3	4		5	6	7
Transaction Date	Check or [Refer#]	Paid To / Received From	Description of Transaction	Uniform Trans. Code	Deposits(\$)	Disbursements(\$)	Account/ CD Balance(\$)
04/21/2017	52013	KOMATSU FINANCIAL LIMITED PARTNERSH c/o Ben Aderholt Coats Rose, P.C. 9 Greenway Plaza, Suite 1100 Houston , TX 77046	Disb of 0.18% to Claim #000018 (18-1) Equipment	7100-000		39.61	69.50
04/21/2017	52014	MATTISON INSURANCE AGENCY, 1067 Gilmer St., Suite C Sulphur Springs , TX 75482	Disb of 0.18% to Claim #000023 (23-1) Failure to pay for insurancecoverage provided.	7100-000		69.50	0.00

Page Subtotals 0.00 109.11

COLUMN TOTALS	31,683.04	31,683.04
Less: Bank Transfer/CD's	31,683.04	0.00
SUBTOTALS	0.00	31,683.04
Less: Payments to Debtors		0.00
Net	0.00	31,683.04

Document Page 17 of 20
ESTATE CASH RECEIPTS AND DISBURSEMENTS RECORD

Case No: 14-40575

Case Name: BILLY CUMMINGS CONSTRUCTION, INC.

Trustee Name: Mark A. Weisbart

Bank Name: Texas Capital Bank

Account Number/CD#: *****0194 Checking Account

Taxpayer ID No: **-***0570

Blanket bond (per case limit): 300,000.00

For Period Ending: 7/10/2018

Separate bond (if applicable): 0.00

1	2	3	4		5	6	7
Transaction Date	Check or [Refer#]	Paid To / Received From	Description of Transaction	Uniform Trans. Code	Deposits(\$)	Disbursements(\$)	Account/ CD Balance(\$)
02/21/2018	[10]	Texas Comptroller of Public Accounts	Refund of Distribution Payment to Texas Comptroller	1229-000	5,978.05		5,978.05
03/06/2018	53001	Clerk of the Court Sherman & Texarkana Division Wells Fargo Bank Building 660 N. Central Expressway, 3rd Floor Plano, TX 75074	Remitted to Court			12.02	5,966.03
			(0.53)	7100-001			
			(4.36)	7100-001			
			(1.17)	7100-001			
			(0.96)	7100-001			
			(5.00)	7100-001			
03/06/2018	53002	Mark A. Weisbart 12770 Coit Road, Suite 541 Dallas , TX 75251	Motion to Reopen Filing Fee	2200-000		260.00	5,706.03
03/06/2018	53003	DISCOVER BANK DB Servicing Corporation PO Box 3025 New Albany , OH 43054-3025	Disb of 0.20% to Claim #000004 Acct No. 9560	7100-000		29.43	5,676.60

Page Subtotals

5,978.05

301.45

ESTATE CASH RECEIPTS AND DISBURSEMENTS RECORD

Case No: 14-40575

Case Name: BILLY CUMMINGS CONSTRUCTION, INC.

Trustee Name: Mark A. Weisbart

Bank Name: Texas Capital Bank

Account Number/CD#: *****0194 Checking Account

Taxpayer ID No: **-***0570

Blanket bond (per case limit): 300,000.00

For Period Ending: 7/10/2018

Separate bond (if applicable): 0.00

1	2	3	4		5	6	7
Transaction Date	Check or [Refer#]	Paid To / Received From	Description of Transaction	Uniform Trans. Code	Deposits(\$)	Disbursements(\$)	Account/ CD Balance(\$)
03/06/2018	53004	BANK OF THE WEST Attn. James Roach 475 Sansome St., 19th Fl San Francisco, CA 94111	Disb of 0.20% to Claim #000005 Acct No. 2983	7100-000		215.61	5,460.99
03/06/2018	53005	RK HALL CONSTRUCTION, LTD Thomas S. Harmon 2702 Treble Creek San Antonio, TX 75258	Disb of 0.20% to Claim #000009 Acct No. 1102	7100-000		844.67	4,616.32
03/06/2018	53006	STATEWIDE TRUCKING CORPORATION POBox 169 Fate, TX 75132	Disb of 0.20% to Claim #000010 Acct No. 1050 (10-1) Unpaid invoice	7100-000		13.57	4,602.75
03/06/2018	53007	WESTFIELD INSURANCE CO c/o Keith A Langley and Gina D Shearer Langley LLP 901 Main Street, Suite 600 Dallas, TX 75202	Disb of 0.20% to Claim #000017	7100-000		4,480.03	122.72
*03/06/2018	53008	KOMATSU FINANCIAL LIMITED PARTNERSH c/o Ben Aderholt Coats Rose, P.C. 9 Greenway Plaza, Suite 1100 Houston, TX 77046	Disb of 0.20% to Claim #000018 (18-1) Equipment	7100-004		44.55	78.17

Page Subtotals

0.00

5,598.43

Document FORM 2
ESTATE CASH RECEIPTS AND DISBURSEMENTS RECORD

Case No: 14-40575

Case Name: BILLY CUMMINGS CONSTRUCTION, INC.

Trustee Name: Mark A. Weisbart

Bank Name: Texas Capital Bank

Account Number/CD#: *****0194 Checking Account

Taxpayer ID No: **-***0570

Blanket bond (per case limit): 300,000.00

For Period Ending: 7/10/2018

Separate bond (if applicable): 0.00

1	2	3	4		5	6	7
Transaction Date	Check or [Refer#]	Paid To / Received From	Description of Transaction	Uniform Trans. Code	Deposits(\$)	Disbursements(\$)	Account/ CD Balance(\$)
03/06/2018	53009	MATTISON INSURANCE AGENCY, 1067 Gilmer St., Suite C Sulphur Springs, TX 75482	Disb of 0.20% to Claim #000023 (23-1) Failure to pay for insurance coverage provided.	7100-000		78.17	0.00
05/03/2018		Texas Capital Bank Treasury Management Operations 2350 Lakeside Blvd Richardson, TX 75082	Bank Service Fee	2600-000		15.00	(15.00)
05/04/2018		Texas Capital Bank	Reversal of Bank Service Fee	2600-000		(15.00)	0.00
*06/18/2018		KOMATSU FINANCIAL LIMITED PARTNERSH c/o Ben Aderholt Coats Rose, P.C. 9 Greenway Plaza, Suite 1100 Houston, TX 77046	Stop Payment on Check 53008	7100-004		(44.55)	44.55
06/19/2018	53010	KOMATSU FINANCIAL LIMITED PARTNERSH c/o Ben Aderholt Coats Rose, P.C. 9 Greenway Plaza, Suite 1100 Houston, TX 77046	Remitted to Court	7100-000		44.55	0.00

Page Subtotals

0.00

78.17

ESTATE CASH RECEIPTS AND DISBURSEMENTS RECORD

Case No: 14-40575

Case Name: BILLY CUMMINGS CONSTRUCTION, INC.

Trustee Name: Mark A. Weisbart

Bank Name: Texas Capital Bank

Account Number/CD#: *****0194 Checking Account

Taxpayer ID No: **-***0570

Blanket bond (per case limit): 300,000.00

For Period Ending: 7/10/2018

Separate bond (if applicable): 0.00

1	2	3	4		5	6	7
Transaction Date	Check or [Refer#]	Paid To / Received From	Description of Transaction	Uniform Trans. Code	Deposits(\$)	Disbursements(\$)	Account/ CD Balance(\$)

Page Subtotals

COLUMN TOTALS	5,978.05	5,978.05
Less: Bank Transfer/CD's	0.00	0.00
SUBTOTALS	5,978.05	5,978.05
Less: Payments to Debtors		0.00
Net	5,978.05	5,978.05

All Accounts Gross Receipts:	132,422.00
All Accounts Gross Disbursements:	132,422.00
All Accounts Net:	0.00

TOTAL-ALL ACCOUNTS	NET DEPOSITS	NET DISBURSEMENTS	ACCOUNT BALANCE
*****2606 Checking Account	126,443.95	94,760.91	
*****9890 Checking Account	0.00	31,683.04	
*****0194 Checking Account	5,978.05	5,978.05	
Net Totals	132,422.00	132,422.00	0.00